

Kentucky



Gazette.

"True to his charge—he comes, the Herald of a noisy world; News from all nations, lumbering at his back."

D. BRADFORD, Editor.

PRINTED EVERY THURSDAY,
BY JAMES VIRDEN,
No. 6 & 7, Hunt's Row, Water Street,
FOR DANIEL BRADFORD,
Publisher of the Laws of the U. States.
Publishing Office, Main Street, a few doors below Bren
nan's Hotel.

TERMS.

SUBSCRIPTION.—For one year, in advance, \$2 50; if not paid within six months, \$3 00, and if not paid within the year, \$3 50.

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ADVERTISING.—One square of 14 lines, or less, 3 times, \$1 50; 3 months, \$4 6 months, \$7 50; 12 months, \$15. Longer ones in proportion.

A Real Blessing to Mothers.

DR. WM. EVANS' CELEBRATED SOOTHING SYRUP, FOR CHILDREN CUTTING THEIR TEETH.

This infallible remedy has preserved hundreds of children, when thought past recovery, from convulsions. As soon as the Syrup is rubbed on the gums, the child will recover. This preparation is so innocent, so efficacious, and so pleasant, that no child will refuse to let its gums be rubbed with it. When infants are at the age of four months, though there is no appearance of teeth, one bottle should be used on the gums to open the pores. Parents should never be without the Syrup in the nursery where there are young children; for if a child wakes in the night with pain in the gums, the Syrup immediately gives ease by opening the pores and healing the gums, thereby preventing convulsions, fevers, &c.

The passage of the teeth through the gums produces troublesome and dangerous symptoms. It is known by mothers that there is a great irritation in the mouth and gums during the process. The gums swell, the secretion and saliva is increased, the child is seized with frequent and sudden fits of crying, watchings, starting in the sleep, and spasms of peculiar parts: the child shrieks with extreme violence, and thrusts its fingers into its mouth. If these precursory symptoms are not specially alleviated, spasmodic convulsions universally supervene, and soon cause the dissolution of the infant. Mothers who have their babes afflicted with these distressing symptoms, should apply Dr. Wm. Evans' celebrated Soothing Syrup, which has preserved hundreds of infants when thought past recovery, from being suddenly attacked with that fatal malady, convulsions.

DIRECTIONS.

LET Please shake the bottle when first opened.

When children begin to be in pain with their teeth shooting in their gums, put a little of the Syrup in a tea-spoon, and with a finger let the child's gums be rubbed for two or three minutes, three times a day. It must not be put to the breast immediately, for the milk would take the syrup off too soon. When the teeth are just coming through their gums, mothers should immediately apply the syrup, it will prevent their children having a fever, and undergoing that painful operation of lancing the gums, which always makes the next tooth much harder to come through, and sometimes causes death.

PRICE ONE DOLLAR A BOTTLE.

A gentleman who has made the trial of Dr. W. Evans' Soothing Syrup in his family, (in case of a teething child,) wishes us to state that he found it entirely effectual in relieving pain in the gums, and preventing the consequences which sometimes follow. We cheerfully comply with his request.—*New York Sun.*

"We believe it is generally acknowledged by those who have tried it that the soothing syrup for children cutting their teeth, advertised in another column, is a highly useful article, for the purpose for which it is intended. Highly respectable persons, at any rate, who have made use of it, do not hesitate to give its virtues the sanction of their names.—*Boston Traveller.*

A severe case of teething with summer complaint cured by the infallible American soothng Syrup of Dr. Wm. Evans. M'Pherson, residing at No. 9, Madison street, called a few days since at the Medical office of Dr. Wm. Evans, 100 Chatham street, purchased a bottle of the syrup for her child who was suffering from excruciating pain during the process of dentition, being momentarily threatened with convulsions; its bowels, too, were exceedingly loose, and no food could be retained in the stomach. Almost immediately on its application the alarming symptoms entirely ceased, and by continuing the use of the syrup on the gums, the bowels, in a short time, became quite natural. As a tribute of gratitude for the benefit afforded the child, the mother came of her own accord, and freely sanctioned publicity to the above.

A single trial of this invaluable medicine will test its unrivaled virtues.

In no instance in the many thousand cases where it has been used has it failed to give immediate relief to the infantele sufferer.

PRINCIPAL OFFICE FOR THE UNITED STATES, 100 CHATHAM-ST. NEW YORK.

CAUTION!

Entered according to Act of Congress to avoid imposition of Counterfeitors; be particular that the label expresses that it has been entered, and be likewise particular in purchasing from the Regular Agent.

Price 75 cents a package, which contains a bottle of Camomile Pills and a box of Aperient Pills.

DR. WM. EVANS' CAMOMILE AND FAMILY APERIENT PILLS FOR SALE AT HIS PRINCIPAL OFFICE, 100 CHATHAM STREET N.Y.

PRINCIPAL WESTERN OFFICE, 47 WALL-ST. LOUISVILLE, KY., WHERE DR. WM. EVANS' CELEBRATED MEDICINES CAN BE BOUGHT AT WHOLE AND RETAIL, AND SOUTHERN AND WESTERN AGENTS CAN BE SUPPLIED.

SEE LIST OF AGENTS.

SEE OTHER ADVERTISEMENTS IN THIS PAPER.

LIST OF AGENTS FOR THE FOLLOWING MEDICINES:

EVANS' CAMOMILE AND APERIENT PILLS.

EVANS' SOOTHING SYRUP FOR CHILDREN CUTTING THEIR TEETH.

EVANS' FEMALE PILLS.

BARON VON HUTCHESON'S HERB PILLS.

IMPORTANT TO FEMALES.

DR. WM. EVANS' FEMALE OR DOMESTIC PILLS.

These pills are particularly for Females, of whom many suffer from diseases incident to their sex.

It is of the utmost importance to the health and happiness of those who may be afflicted with any of the complaints, to which the female constitution is so peculiarly subject, arising in most instances from obstruction and irregularity, to possess themselves of a certain, mild and efficacious cure.

These pills remove all obstructions and invariably create a new and healthy action throughout the system.—See the directions and other useful information which accompany each pack. A pack contains two kinds, Nos. 1 and 2, price 50 cents.

AN interesting case of Dyspepsia and Leucorrhœa with a general weakness of the system restored to health and vigour, by the beneficial influence of Dr. Evans' celebrated Female Pills. A. M.—35 years of age, was affected for the period of fourteen months with the following distressing symptoms.—Total loss of appetite, great languor and debility, with pain in the side, loins, back, and legs, indistinct vision, such as wavy appearance before the eyes, palpitation of the heart, faintness, appearance and feeling as if dying, a whitish discharge, the lips livid, and the cheeks blanched and sallow, the least exercise occasioned fatigue, and her mind was passive and depressed, her feet were swollen, and her memory impaired, with many symptoms of weakness and exhaustion of the constitution. Several eminent physicians had attended her, and made every exertion in their power to relieve her but without proving effectual. A female friend advised her to use Dr. Evans' celebrated Pills, by the salutary virtues of which in a short time, she indeed appeared as if raised from the dead, and declares her thankfulness, and assigns her recovery to the extraordinary efficacy of the above Pills.

This medicine is for sale by OREAR & BERKLEY, Lexington, Ky.

BEAUTIFUL BUILDING LOT, fronting 50 feet on Upper Street, at the corner of Upper and Pine streets, running back 150 feet to Croghan street, being one of the lots sold by Stephens and Winslow, and numbered 8 in their plat of lots sold. Title undisputed. Apply to JOHN M. McCALLA.

Building Lot for Sale.

A BEAUTIFUL BUILDING LOT, fronting 50 feet on Upper Street, at the corner of Upper and Pine streets, running back 150 feet to Croghan street, being one of the lots sold by Stephens and Winslow, and numbered 8 in their plat of lots sold. Title undisputed.

June 20—54-4f.

LEXINGTON, KY. THURSDAY, NOVEMBER 7, 1839.

NO. 45.—VOL. 54.

From the New York Whig.

THE DRUNKARD'S LAST SPREE.

"One more spree, with my noble companions, and I'll have done with drinking, forever. O, curse this fatal passion—this gnawing thirst, that is never satisfied, but in deep draughts of the exhilarating poison. My wife, my children! I—I cannot always make you unhappy. No, no—one more spree, and I'll drink no more forever."

Thus said an unhappy and degraded young man, as he got up from his low couch in a damp basement situated in the rear of St. Paul's. The sun had already reached the zenith, and when the poor man staggered to the open air, the bright light of the cloudless sky bewildered him, and the noise of the busy multitude abroad in the streets sunk heavily upon his heart.

"What a fool I am!" continued he, "what a wretched, miserable being! CAN I reform? Will these bloated cheeks ever again resume the hue of health? Will these limbs, that now tremble like an aspen, ever again be steady? Will this burning fever be quenched? O Harriet! my wife—how bitterly have I wronged thee—I who ought to have—but, O Heavens! I cannot provide for her! I am ruined!"

The ample fortune that my father gave me is gone—gone with my health and happiness. And if that were all, I could still hope. But my wife's, my wife's inheritance, that is gone also!

All, all, is engulved in the accursed deep of that worse than Hell, where demons in human shape deal out destruction in the wine cup! O, is there no revenge? No, no! I am my own destroyer!

And they, the wretches who have swept away my all, even they begin to despise me, they sneer at me, and already hint at my utter destruction.

O what is more horrible than the life of a drunkard!"

The inebriate wept. His head was racked by pains from the last evening's debauch, and now that the difficulties of his situation were forced home upon his thoughts in this hour of reflection, his soul was stricken. He sobbed like a child.

The door was gently opened, a young pale matron stood bending over the sleeper. She was beautiful; but the paleness of her cheek, and anxious glances of her eye, told how much she had suffered from the humiliation of him she still too fondly loved.—She bent over him, and smoothing back the shaggy locks that hung over his forehead, and wiping away his scalding tears with the white scarf that covered her bosom, she imprinted a long kiss upon his burning brow. O, how true is woman's love!

The wretched being before her had neglected, and injured, and reduced her to beggary—he had become a degraded sot—his person was offensive—his breath was like the noisome vapors of the distillery, and his miserable frame was a mass of bloated and suffering mortality. Harriet still loved her husband. With all his transgressions he was true to her—his vice was beastly intemperance. She would still forgive him, and do any thing in her power to save him, whom she had witnessed Colonel Pasley's experiments in the Thames and Medway.

The water over the explosion remained quite tranquil for several seconds after the shock had been felt and the sound heard, when it suddenly burst forth in a circle of bubbles and whirlpools, gradually extending on all sides, till it became about 40 or 50 feet in diameter. This circle of agitation was at first white from the foam; but ended by becoming of a deep blue, or almost black color, probably from the mud at the bottom being stirred up. Several fish were killed by the first explosion, but none by those which followed, and it is natural to suppose that the noise and shock would drive those fish to a distance which it did not kill outright. It is inferred that some parts of the wreck will have been so rent and dislocated by these explosions that the diving-bell operators will be enabled to fasten ropes to the fragments, and have them pulled up.

There can be no doubt that in this way the whole wreck may in time be removed, and a very serious evil lying in the best part of our best anchorage, Spithead, be effectually taken away. Colonel Pasley intends, we understand, to attack the large and more solid parts of the

wreck with much larger charges than any he has yet exploded. In this view he has prepared huge cylinders, and containing a ton of gunpowder, which

are to be placed alongside the sunken ship, and exploded by means of the galvanic battery. One of these cylinders has already been tried, but, owing

to the ropes getting entangled with the fragments of the wreck, the communication was cut off with the charge, and the cylinder lies still at the bottom unexploded. The divers employed by Col. Pasley are now working under his officers, Capt. Williams, Mr. Symonds and the Royal Engineers, and the second Master Attendant of the Dock-yard, Mr. Sadler, one of the ablest scamen in the navy, in the recovery of the great cylinder which was lowered down the 23d inst., and it is expected that the next attempt to fire one of these enormous submarine mines will be made on Tues-

day next, that being the day on which the tides (then at what is called "the dead of the neaps") will suit best—because there is then the largest interval of slack water, at which time only the "helmet" divers can work with advantage or security.

The Royal George suddenly overset and went to the bottom on the 29th of August, 1782, when, according to the beautiful lines of Cowper, written on receiving the account of the catastrophe, "Brave Kempenfelt went down with twice four hundred men."—*English Paper.*

"I must be excused, gentlemen—l—"

He was interrupted by a boisterous peal of merriment from his late companions.

"Don't you think," said one, "that Bill here, has signed the pledge—the real blue Temperance Tee-total, by G—. Only think of that, Dick. Comical, isn't it?"

"And his woman wears the small clothes," said another of the crew, laughing.

"You are—infidel villains, all of you," said Fitz Roy.

"Come, come," interposed Dick Million, "this is no way to do business. Fitz, you won't deny me—come, go tell your sweet wife—she's a good wife, that of yours, Fitz—go tell her that you are going down with Dick Million just to have one more spree, and then you will leave off. What say? will ye?"

Fitz Roy for a moment hesitated. He said not a word—but retired to the room where his wife sat weeping, and briefly told her he was going with Dick Million to have "one more spree"—and then, Harriet, then, I will leave off drinking forever.—Good night, my wife—you need not wait for me?"

He went with the revellers. There were many deep drinkers in that company. Loud was their merriment, and at a late hour of the night was their carousal kept up.

Harriet threw herself in an agony of grief by the side of her children, and wept herself to sleep.—She was exhausted and tired with watching; and oh, how sweet is the oblivion of sleep to the wretched and broken heart. She awoke with the earliest dawn. Her husband had not returned. She sent a messenger to the hall. He had left at a late hour of the night. No trace could be found of him. The wretched wife had now lost all hope, and gave up to despair. Her friends rescued her from a state bordering on distraction; but it was a long time before she recovered strength and fortitude to be made acquainted with the fate of her husband.

* * * * *

The morning after the incidents above related took place, the lifeless body of William Fitz Roy was taken from the water at the foot of one of the piers. The miserable man had taken his last spree, had wandered off into the stream, and died a drunkard's death.

BLOWING UP OF THE ROYAL GEORGE.—Col. Pasley on the 29th of August, being the anniversary of the loss of the Royal George, commenced his submarine explosive operation against her waterlogged timbers. One of these charges consisted of 100 lbs., the other four of 45 lbs. of powder each. The effect of these discharges at the bottom of the water, the depth being 14 fathoms, was very remarkable, resembling the smart shock of an earthquake. To those who stood on the decks of the lighters, anchored near the point of explosion, the sensation was not unlike that of a galvanic shock, and these huge vessels were violently shaken. No column nor dome of water was, however thrown up, as had been expected by those who had witnessed Colonel Pasley's experiments in the Thames and Medway. The water over the explosion remained quite tranquil for several seconds after the shock had been felt and the sound heard, when it suddenly burst forth in a circle of bubbles and whirlpools, gradually extending on all sides, till it became about 40 or 50 feet in diameter. This circle of agitation was at first white from the foam; but ended by becoming of a deep blue, or almost black color, probably from the mud at the bottom being stirred up. Several fish were killed by the first explosion, but none by those which followed, and it is natural to suppose that the noise and shock would drive those fish to a distance which it did not kill outright. It is inferred that some parts of the wreck will have been so rent and dislocated by these explosions that the diving-bell operators will be enabled to fasten ropes to the fragments, and have them pulled up.

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UNITED STATES' BANK.

A very interesting article appears in the *Globe*, of the 14th instant, copied from an English paper, the "London Times" of 17th September, relative to the operations of the United States Bank of Pennsylvania in England, France and America. Its grandeur precludes us from publishing it in our columns, but we will endeavor to give a condensed view of its contents.

The editor of the *London Times*, not wishing

to give his own views exclusively, respecting the insolvency of the institution, consulted with "the best commercial authorities connected with the U.S." on the subject which he considered of immense interest to both countries.

The first material fact to which reference is made, is, that United States Bank bills drawn on

Messrs. Hottinguer & Co., of Paris, to a large amount, have been refused acceptance; this circumstance was sufficient to impair the credit

GOVERNOR POLK'S INAUGURAL ADDRESS.

Delivered at Nashville on the 14th inst., in presence of the two Houses of the General Assembly, and a large concourse of his fellow-citizens.

GENTLEMEN OF THE SENATE,
OF THE HOUSE OF REPRESENTATIVES,
AND FELLOW-CITIZENS

Deeply impressed with a sense of gratitude to my fellow-citizens for the confidence which they have reposed in me, by elevating me to the chief Executive office in the State, and duly sensible of the weight of responsibility which will devolve upon me, I enter upon the discharge of its duties, firmly relying upon the co-operation of the co-ordinate departments of the State Government in all such measures of public policy as may be calculated to maintain the high character of the State, and to advance and promote the interests, the happiness, and prosperity of the people.

A proper respect for public opinion, as well as a compliance with the public expectation, seem to require that I should upon this occasion publicly declare the leading principles which I shall deem it proper to be observed in the conduct of the State administration, so far as the action of the Executive branch may be concerned.

Under our happy system of government, the ultimate and supreme sovereignty rests in the people. The powers of government delegated by the people to their public functionaries, are by our constitutions divided between the Federal and State authorities. The State governments are not, as has been erroneously supposed by some, subordinate to the Federal Government. "They are co-ordinate departments of one simple and integral whole." The States have parted with certain enumerated and specified powers, and by the constitution of the United States, these are delegated to the Federal Government, and can only be rightfully exercised by that Government. "The powers not delegated to the United States by the constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people."

By the partition of powers thus distinctly defined, it is manifest that each government possesses powers which are withheld from the other.—And so long as each acts within its legitimate and proper sphere the system works harmoniously, and affords to the citizen a greater amount of security, for life, liberty, and property, and in the pursuit of happiness, than is to be found under any other government which has ever existed. When either oversteps the true boundary prescribed for its action, and usurps the exercise of powers, properly belonging to the other, the harmony of the system is disturbed, and agitating collisions arise which are calculated to weaken the bonds of Union—Whilst, therefore, the States should be jealous of every encroachment of the Federal Government on their rights, they should be careful to confine themselves in their own action to the exercise of powers clearly reserved to them.

It will, no doubt, be the patriotic desire of my constituents, as I know it will be mine, in the discharge of the functions to which I am called, that "the support of the State Governments in all their rights, as the most competent administrations for our domestic concerns, and the surest bulwark against anti-republican tendencies," and that "the preservation of the General Government, in its whole constitutional vigor, as the sheet anchor of our peace at home, and safety abroad," shall be scrupulously observed and scrupulously maintained.

In ascertaining the true line of separation between the powers of the General Government and of the States, much difficulty has often been experienced in the operations of our system. The powers delegated to the General Government are either express or implied. The general rule of construction, laid down by the General Assembly of Virginia in 1799, may be regarded as a sound one, by which to determine whether a given power has been delegated to that government, or is reserved to the States. That rule is—"Whenever a question arises, concerning the constitutionality of a particular power, the first question is, whether the power be *expressed* in the constitution. If it be, the question is decided. If it be not *expressed*, the next question must be, whether it is properly an *incident* to an expressed power, and necessary to its execution. If it be, it may be *excused* by Congress. If it be not, Congress cannot exercise it." If the power be not *expressed*, it is not enough that it may be *convenient* or *expedient* to exercise it, for such a construction of the constitution of the United States would refer its exercise to the unlimited and unrestrained discretion of Congress, to determine what would be *convenient* or *expedient*, thereby making the exercise of important powers by the General Government to depend upon the varying discretion of successive Congresses. It must be a "necessary and proper" power. It must be an *incident* to an *express* power, "necessary and proper," to carry that express power into effect, and without which it could not be exercised, and would be nugatory.

Mr. Jefferson, whose sound expositions of the relative powers of the Federal and State Governments but few of my constituents will be prepared at this day to question, near the close of a long and eventful life of public usefulness, declared to be most false and unfounded, the doctrine that the compact, in authorizing its Federal branch to lay and collect taxes, duties, imposts and excise, to pay the debts, and provide for the common defence and general welfare of the United States, has given them thereby a power to do whatever they may think or pretend would promote the general welfare, which construction would make that of itself a complete government, without limitation of powers; but that the plain sense and obvious meaning were, that they might levy the taxes necessary to provide for the general welfare, by the various acts of power therein specified and delegated to them, and by no others."

In all cases of well founded constitutional doubt, it is safest and wisest for all the functionaries of government, both State and Federal, to abstain from the exercise of the doubtful power. In all such cases, it is both safest and wisest to appeal to the people, the only true source of power, in the constitutional forms, by an amendment of the fundamental law, to remove such doubt, either by an enlargement or a restriction of the doubtful power in question.

The Federal Government has at different times assumed or attempted to exercise powers which, in my judgment, have not been conferred upon that Government by the compact. Among these, I am free to declare my solemn conviction that the Federal Government possesses no constitutional

power to incorporate a National Bank. The advocates of a Bank insist that it would be *convenient* and *expedient*, and that it would promote the "general welfare," but they have in my judgment failed to show that the power to create it is either expressly granted, or that it is an *incident* to any *express* power, that is "necessary and proper" to carry that power into effect. The alarming dangers of the power of such a corporation (vast and irresponsible as experience has shown it to be) to the public liberty, it does not fall within the scope of my present purpose fully to examine. We have seen the power of associated wealth in the late Bank of the United States wrestling with a giant's strength with the Government itself—and although finally overthrown, it was not until after a long and doubtful contest. During the struggle, it manifested a power for mischief which it would be dangerous to permit to exist in a free country.—The panic and alarm, the distress and extensive suffering, which, in its convulsive struggle to perpetuate its power it inflicted on the country, will not soon be forgotten. Its notorious alliance with leading politicians, and its open interference by means of the corrupting power of money in the political contests of the times, had converted it into a political engine, used to control elections and the course of public affairs. Restraints of law could prevent any similar institution from being the willing instrument used for similar purposes. The State of Tennessee, through her Legislature, has repeatedly declared her settled opinions against the existence of such an institution, and at no time in its favor. She has instructed her Senators and requested her representatives in Congress to vote against the establishment of such an institution.—In these opinions, heretofore expressed by the State, I entirely concur.

Of the same character is the power which at sometimes has been attempted to be exercised by the Federal Government, of first collecting by taxation on the people a surplus revenue beyond the wants of that Government, and then distributing such surplus in the shape of donations among the States, a power which has not been conferred on that Government by any express grant; nor is it an incident to any express power, "necessary and proper" for its execution. To concede such a power would be to make the Federal Government, the tax-gatherer of the States, and accustom them to look to that source from which to supply the State Treasuries and to defray the expenses of the State Governments. It is clear that this constituted no one of the objects of the creation of the Federal Government; and to permit its exercise would be to reduce the States to the degraded condition of subordinate dependencies upon that Government, to destroy their separate and independent sovereignty, and to make the Government of the Union in effect a consolidation. The power to make provision for the support of its own Government by the levy of the necessary taxes upon its own citizens, and the adoption of such measures of policy for its internal government not inconsistent with the Federal Constitution as may be deemed proper and expedient, "remains to each State among its domestic and unalienated powers exercisable within itself and by its domestic authorities alone."

A surplus Federal revenue, raised by means of a tariff of duties, must necessarily be collected in unequal proportions from the people of the respective States. The planting and producing States must bear the larger portion of the burden. It was this inequality which has heretofore given rise to the just complaints of these States, as also of the commercial interests, against the operations of a high protective tariff. If the proceeds of the sales of the public lands be set apart for distribution among the States, as has been at sometimes proposed, the operation and effect would be the same; for by abstracting from the Federal Treasury the proceeds of the sales of the public lands; a necessity is thereby created for an increased tariff to the amount of the sums thus abstracted.—To collect a surplus revenue by unequal taxation, and then to return to the people by a distribution among the States of their own money, in sums diminished by the amount of the cost of collection and distribution, aside from its manifest injustice, is a power which it could never have been intended to confer on the Federal Government.

In the unforseen operation of the revenue laws of the United States, a surplus at any time exists or is likely to exist in the Federal Treasury, the true remedy is, to reduce or to repeal the taxes so as to collect no more money than shall be absolutely necessary for the economical wants of that Government, and thus leave what would otherwise be surplus uncollected in the pockets of the people. The act of Congress of 1836, by which a large amount of the surplus on hand was distributed among the States, is upon its face a *deposit*, and not a *division* of the sums distributed. The States have become the debtors to the Federal Government for their respective proportions, and are subject to be called upon to refund it. Had the act provided for an absolute *division* to the States, so palpable an infraction of the constitution it is scarcely possible to conceive, could have been sanctioned. By making it assume the form of a mere *deposit* of the money of the United States in the State treasuries for safe keeping until needed for public purposes, it become the law. Though it may not be probable that the sum distributed on deposit will be called for at any early period, if indeed it will ever be, *unless in case of exigencies growing out of a foreign war*, yet the States should be at all times prepared to meet the call when made; and it will be unsafe for them to rely upon the sums they have received as a permanent fund. They should rather look to their own credit and resources in the accomplishment of their purposes.

It becomes the duty of all the States, and especially of those, whose constitutions recognize the existence of domestic slavery, to look with watchful care to the attempts which have been recently made to disturb the rights secured to them by the Constitution of the United States. The agitation of the abolitionists can by no possibility produce good to any portion of the Union, and must, if persisted in, lead to incalculable mischiefs.—The institution of domestic slavery, as it existed at the adoption of the Constitution of the United States, and as it still exists in some of the States, formed the subject of one of the compromises of opinion and of interest, upon the settlement of which all the old States became parties to the compact, and agreed to enter into the Union. The new States were admitted into the Union upon an equal footing with the old States, and are equally bound by the terms of the compact. Any attempt on the part of the Federal Government to act upon the subject of slavery, as it exists within the States, would be a clear infraction of the Constitution; and to disturb it within the District of Co-

lumbia would be a palpable violation of the public faith, as well as of the clear meaning and obvious intention of the framers of the constitution. They intended to leave, and they did in fact leave, the subject to the exclusive regulation and action of the States and Territories within which slavery existed or might exist. They intended to place, and they did in fact place, it beyond the pale of action within the constitutional power of the Federal Government. No power has been conferred upon the Federal Government, either by express grant or necessary implication, to take cognizance of, or in any manner or to any extent to interfere with, or to act upon, the subject of domestic slavery, the existence of which, in many of the States, is expressly recognized by the Constitution of the United States.

Whether the agitation we have recently witnessed upon this delicate and disturbing subject has proceeded from a mistaken philanthropy, as may have been the case with a few misguided persons; or what there is, I regret to say, but too much reason to fear, from a desire on the part of many persons, who manifest by their conduct a reckless disregard of the harmony of the Union and of the public good, to convert it into a political engine, with a view to control elections, its progress should be firmly resisted by all the constitutional means within the power of the States. The most casual observer of passing events cannot fail to have seen that modern abolitionism, with rare and few exceptions among its advocates, has become, to a great extent, purely a political question. That many of the leading abolitionists are active political partisans, fully identified with and constituting no inconsiderable part of, one of the political parties of the country, can no longer admit of doubt.—They address themselves to the prepossessions and prejudices of the community in which they live against slavery in the abstract, and, availing themselves of these prepossessions and prejudices, are struggling to control political events. All the lovers of the union of the States, and all patriotic citizens whether of the slaveholding or non slaveholding States, who are ardently attached to our free institutions, must view with indignation reprobation the use made of such an unholy agitation with such objects. The attempts made to introduce it for discussion into the Federal Legislature have been met in the proper spirit, not only by Southern Representatives but by a large portion of the Northern delegates in Congress. It is fortunate for the country that in the midst of this agitation there is at the head of the Federal Government a Chief Magistrate, who, in the patriotic discharge of his high duties, has placed the seal of his unqualified condemnation upon any attempted action by Congress upon the subject of slavery in any manner or to any extent, whether existing within the States or within the District of Columbia.—That he deserves and will receive the support of the States and of the people in every portion of the Union, in maintaining his uncompromising and publicly declared determination to preserve inviolate the compromises of the Federal Constitution and the reserved rights of the slaveholding States on this subject, cannot be doubted.

In regard to other powers, which at different times the Federal Government has assumed or attempted to exercise, the same reasoning may be applied. Among these may be enumerated the power assumed to construct works of Internal Improvement within the States, by means of appropriations drawn from the National Treasury; the power of "abridging the freedom of speech," secured by the Constitution to every citizen, by enacting laws to suppress alleged sedition, or the more recent attempts to enact them under the more plausible pretence of "securing the freedom of election." I shall most cheerfully co-operate with the Legislative and Judicial departments of the State Government, by all the constitutional and legal means within the competency of the Executive, in their efforts to confine the action of the State within proper limits, and to resist the encroachments of the Federal Government upon her reserved rights of sovereignty.

I shall as cheerfully co-operate with them in all such measures as shall be calculated to insure economy in the expenditures of the State Government, strict accountability on the part of public officers, the promotion of virtue, the suppression of crime, and the development of the wealth, the resources, and the energies of the State.

The revised constitution under which we are acting has infused into the administration of the State Government more of the democratic principle of immediate and direct agency by the people than existed under the former Constitution, I stead of delegating, as the old constitution did, the power of appointing many important ministerial and municipal officers to the judicial tribunals and other appointing agents, the people are now their own agents and make the appointments by popular elections. The higher judicial functionaries hold their offices by a tenure restricted to a term of years, and not, as formerly, by the tenure for life. These are important changes in the fundamental law of the State. In practice they have, thus far, produced no inconvenience, but have worked well.

In the administration of the State Government I regard it as fortunate that there are but few subjects of internal policy upon which there exists much diversity of opinion. The encouragement of a well regulated system of Internal Improvement, and the promotion of "knowledge, learning, and virtue," as "being essential to the preservation of Republican institutions," are duties imposed by the Constitution of the State upon her public functionaries, which they are not at liberty to disregard. Under the deep conviction that these are subjects of general and pervading interest to the whole people of the State, I shall regard it to be my duty to lend my aid in executing the injunctions of the Constitution in a liberal spirit. No objects are, in my judgement, more worthy of the public patronage and support.

The preservation of public credit and of a sound currency in the State will undoubtedly be among our highest duties. It is a prevailing error to suppose that a multiplication of Banks, and an excessive issue of paper circulation, can advance the public prosperity, or afford any permanent relief to the community in which they exist. Instead of a blessing, excessive banking generally proves to be a curse. The bloated state of apparent prosperity which they temporarily excite, our experience has shown, has invariably been followed by derangement of the money market, depreciation of currency and finally by severe pressure and suffering inflicted on the people. To prevent the recurrence of such a state of things it will be my desire by all the constitutional and legal restrictions which can be thrown around them, to see that the Banks which may exist in the State shall be based upon a solid foundation, and confine their opera-

tions within their reasonable means to meet their responsibilities promptly.

I will, at an early day, avail myself of an appropriate occasion to make to the General Assembly of the State, now in session a communication touching subjects which may seem to require legislative action at their present session.

It will be my duty, under the Constitution of the State, to "take care that the laws be faithfully executed." The executive is invested with no legislative discretion or power. The laws which the General Assembly shall pass, it is made his duty to execute, even though he may differ in opinion with that branch of the State Government in regard to their wisdom or policy. This duty I shall faithfully perform.

Relying confidently upon the support of my fellow-citizens, and invoking the aid and guidance of the Supreme Ruler of the Universe, in whose hands are the destines of Government, and of men, I enter upon the discharge of the high duties, which have been assigned me by the People.

From the Pittsburg Manufacturer.

THE WIIIGS—THE BANKS.

The Advocate is down on the Bank of Pittsburg for refusing to suspend specie payments, and says that the bank commits a "grievous wrong," by refusing to pay her honest debts. The editor has seen the folly of attempting to humbug the public by his professions of anti-bankism, and has now thrown off the mask and come out under his proper colors, by censuring the bank for refusing to violate the express letter of the law.

It is amusing to look at the course of the opposition one year since, when Ritner issued his Humbug Proclamation, calling on the banks to resume thirteen days after they had agreed to resume, and contrast it with their ravings now, because the banks will not all suspend. Twelve months since they were for a "sound currency," and called public meetings to *compel the banks to resume*. Their notes in specie. Now, when one of these banks shows a disposition to preserve a "sound currency," and continues to do that which in '38, they were so desirous it should do, Presto change, the whigs pronounce her conduct a "grievous wrong," and she is charged with oppressing the citizens by refusing to suspend, when, as she says, she is abundantly able to meet all emergencies. Last year when the resumption took place, the whigs were so well pleased that they held a grand jubilee, and lauded the banks for simply doing what they were bound to do by the terms of their charters; and now these same publishing whigs are ready to mourn in sack-cloth and ashes, because the Pittsburg Bank will not suspend, and leave the way clear for another issue of shimplasters.

At a meeting in August 1838, they resolved that they "cordially approved of a resumption of specie payments," and that it was admirably adapted to restore public confidence, and *revive the languishing industry of the country*. They resolved that it was the duty of the banks to *submit to the laws of the land*, and they complimented Gov. Ritner for his efforts to *compel the banks to resume*.

They resolved that it was the duty of all the banks of this city to resume.

They greatly regretted that any portion of our citizens should be so lost to all sense of patriotism and duty as to oppose a restoration of specie payments.

Such were a few of the opinions held by the whig leaders in '38; now what a change has come over them! Then they believed that specie payments would "revive the languishing industry of the country," now they assert that specie payments will grind the community to the earth. Then they believed it the duty of the banks to *submit to the laws of the land*; now they call on the banks to *violate the laws*, by suspending.

Then they supposed it the bounden duty of all the banks of the city to *resume*; now they urge them all to *suspend*!

Then, they regretted that any one should oppose a resumption; now they as deeply regret that any one should oppose a suspension.

What pictures of folly and inconsistency do the acts of these men exhibit in two short years! In '37, they produced a general suspension throughout the state; drove every cent of the legal currency from circulation, and plundered the community by means of the worthless, illegal and irredeemable shimplasters. When the democrats demanded a resumption, the whigs opposed it on the ground that heavy capitalists found the suspension *profitable*, and Nicholas Biddle, then Autocrat of all the banks, commanded them to go on *preparing to resume but not resuming*. In '38, an important election took place in Pennsylvania. The imbecile creature who in '38, slipped into the gubernatorial chair by a minority vote was again brought out by the banks and speculators for re-election. The Rag Barons had used this man for three years in all their iniquitous schemes of speculation. Through them they foisted on the people of Pennsylvania, the U. S. Bank with the most unlimited powers over the property of the citizens. This was done under the specious pretence of repealing the tax on property. It was to relieve the state from all her embarrassments, and bring our internal improvements to a happy consummation. How have we been disappointed! Far from helping the state, it has brought ruin to the door of thousands, by forcing the other banks into a suspension! Through them they closed the Banks, and looked, with a lenient eye, on the robbery of the working classes, by every little corporation in the state, who could force its irredeemable shimplasters upon them as a reward for their toil. Against the issuing of such bills the law is plain and imperative, and it was the sworn duty of Gov. Ritner to prohibit their circulation and to punish all those who had part in issuing them. But he was too completely subservient to the speculators, to interfere with their career of plunder, and for fifteen months the laws of the state were violated by the banks and their minions, and the public left to the "killing kindness" of these rag money harpies.

But in '38, as the election came on, they found that this course was likely to oust them from the snug berths they had occupied for three years. Accordingly they changed their policy; Ritner issued his famous Proclamation to the banks, telling them they must resume, and the whigs, all at once, became hard money men, and affected a most holy horror of irredeemable bank paper, and were shocked that the Banks should refuse to pay gold and silver for their notes. The trick was too shallow—the cool impudence of the whigs in styling themselves anti-bank men, could not deceive the people, and the venal administration that permitted the people to be plundered and the laws trammeled on and contemned, was hurried from power, and those elevated who would protect the public

against the encroachments of a pampered paper money aristocracy.

The Banks having failed to place their tools in power, are desirous of again embarking in the shimplaster speculation. But—thanks to the sterling patriotism of the Democracy—they cannot now violate the laws with impunity. The Executive is a man chosen by a majority of the freemen of the state, and he will see that the laws are properly observed.

The Advocate is now in its proper position, and so long as it censures banks for refusing to suspend, we will give it credit for being an honest expounder of the principles of modern whig-
gery.

From the Louisville Advertiser,
CAMPBELLSVILLE, Oct. 25, 1839.

At a meeting of the Democratic citizens of Green county, on the 19th of October, 1839, Rev. Thomas Gaines was called to the chair as President, and General Elias Barbee and Archibald Webster as Vice Presidents—J. L. Hiestan, Secretary. William T. Willis, Esq., addressed the meeting briefly in explanation of the objects of the meeting, also in relation to the Democratic tenets embodied in the following resolutions, which were unanimously adopted:

Whereas we have understood that our Democratic fellow-citizens of this State purpose to hold a convention on the 8th of January next to nominate candidates for Governor and Lt. Governor, and electors for President and Vice President—we hail with pleasure this display of energy, determination and perseverance in Republican principles as a propitious indication of the purpose of our friends to bring our once favored and chivalrous State back to the original principles of Democracy from which she has unhappily departed. Gladly will we unite with our friends in different parts of the State to bring about such a result; and we would respectfully recommend to them to hold county meetings in every county, and send strong delegations to the convention, that as friends and brethren contending for the same general principles of government, we may meet and congregate together and present to the electors of the State candidates for those offices, men of talents, energy and integrity, that we can all sustain cheerfully and unitedly.

Therefore, Resolved, That the following gentlemen be and are hereby appointed delegates from this county to attend said convention, and are respectfully requested to attend:

Col. William N. Marshall, Robert Calvin, Esq., Durham Sanders, Esq. John Sanders, General Ellas Barbee, Capt. Edmund Crouch, Henry Sanders, Esq. Ignatius Abel, John Barbee, John Durrett, J. D. Chandler, Esq. Col. Jacob Hiestan, Col. William Parrot, Thomas Cave, Dr. Hiestan, Micajah Hillard, William H. Vaughn, Thomas Robinson,

Transylvania University.

MEDICAL DEPARTMENT.

THE Lectures will commence, as usual, on the first Monday in November, and close on the last day of February, and be delivered by the following faculty viz: BENJAMIN W. DUDLEY, M. D. Prof. of Anatomy and Surgery.

JAMES M. BUSH, M. D. Adjunct Prof. of Anatomy and Surgery.

JAMES C. CROSS, M. D. Prof. of Institutes and Medical Jurisprudence.

NATHAN R. SMITH, M. D. Prof. of Theory and Practice of Medicine.

WILLIAM H. RICHARDSON, M. D. Prof. of Obstetrics and Diseases of Women and Children.

THOMAS D. MITCHELL, M. D. Prof. of Materia Medica and Therapeutics.

ROBERT PETER, M. D. Prof. of Chemistry and Pharmacy.

The cost of a full course of Lectures is One hundred and five Dollars. The Matriculation fee, entitling to use of the Library is Five Dollars. The Dissecting ticket (which is optional with the pupil,) is Ten Dollars.—The Graduation fee is Twenty Dollars. Good boarding and lodging, including fuel and light from Two Dollars and Fifty Cents to Four Dollars per week.

A large accession to the Books, Apparatus and Museum of the School will be brought from Europe, in October, by Professors Bush and Peter, and the new Medical Hall, having been actually begun, will be completed with all possible despatch.

The notes of good and solvent banks, in the States whence the pupils respectively come, will be taken at the par value, for Professor's tickets.

THOS. D. MITCHELL, M. D.

Dean of Faculty.

Lexington, Ky. July 11, 1839.

School for Young Ladies.

THE REV. EDW. WINTHROP and LADY (formerly Miss ANDRAS,) would inform their friends and the public, that they have opened a SCHOOL FOR YOUNG LADIES, in the large and commodious session room of the M'Chord Church, next door to the Episcopal Church. The Latin, Greek and Hebrew Languages, and the higher English Branches, will be taught by Mr. Winthrop, French, Drawing, Painting, Music, and all kinds of Ornamental Needle Work, by Mrs. Winthrop. There will be in the course of the whole year, forty-four weeks of instruction, and eight weeks of vacation. Each quarter will consist of 11 weeks, exclusive of vacation, and will commence for each pupil at the time of her entering the School. No scholar will be taken for a period less than a quarter, and the payment of tuition will be expected from each pupil in the middle of her quarter.

TERMS.—For English Branches and Ornamental Needle Work, \$8 per quarter; Drawing and Painting, 5 " Music, 18 " French & Ancient Languages, (for each language,) 5 " Lex. Sept. 26, 1839—37-tf

\$100 REWARD.

RANAWAY FROM the subscriber, living four miles from Lexington, Ky., on the Tates Creek road, about the 20th of August, a Negro Man named SPENCER, about 23 years of age, about 5 feet 10 inches high, straight and well made, of dark color, although not a jet black, talks quick when spoken to; had on a blue cloth frak coat, white pantaloons, and fur hat; the remainder of his clothes were left at my house. He was lately purchased from Mr. Horace Buckner of Bowling-green, Ky., and will probably attempt to make his way to that place, or Louisville to Mr. Samuel Dickinson's, where he formerly lived.

If the above slave is taken out of Kentucky, the above reward, or if in the State \$50, will be paid, on his delivery, at my house.

B. A. ATCHISON.

Lexington, Ky. September 9, 1839—37-tf

The Advertiser, Louisville, and Gazette, Bowling-green, will insert 3t.

George R. McKee,
Attorney and Counsellor at Law,
LANCASTER, KY.

WILL attend punctually to all business confined to him in the county of Garrard and the adjoining counties. Collections attended to throughout the State. June 6, 1839—23-tf

JOHN M. McCULLY, Attorney at Law.

WILL practice in the Fayette Courts. The collection of non-residents' claims promptly attended to. His Office is on Main street, in the front rooms over the Tailor's shop of Mr. Thomas Rankin, opposite to the Lexington Library.

Lexington, K. Nov 26, 1838—48-1y

DR. DAVID WALKER respectfully informs the citizens of Lexington and its vicinity, that he has located himself permanently in Lexington, and will attend with promptness and fidelity to all calls in his profession. He may be found at Dr. B. W. DUDLEY's Shop.

Dried Peaches,

20 BUSHELS dried peaches peeled,
30 " unpeeled,
Just received and for sale, by

JOHN TILFORD,
No. 41, Main street.

October 3, '39—40-tf

\$100 REWARD.

RANAWAY from the subscriber, living in Cass county, Georgia, on the 12th of August last a negro man named JESS. He is a dark mulatto, 45 or 50 years of age, badly ruptured on one side, a small piece bit off one of his ears in fighting, a scar on one side of his forehead, caused by the kick of a horse, and his right shin bone has been broke, also by the kick of a horse, the toe on that foot turns a little out when walking; his hands and feet, are little more bony than common, and the joints somewhat larger than usual, for a man of his size.

The said man was raised in Lexington, Ky., or the neighborhood thereof, where he will doubtless endeavor to go, as he was seen on the road, 18 miles above Knoxville, Tenn., directing his course to Bean's Station.

I will give the above reward for his confinement in any jail so that I can get him.

JAMES FREEMAN.

October 24, 1839—43-3t

LEXINGTON HOTEL,

(RECENTLY OCCUPIED BY COL. J. KEISER,) THE subscriber having taken the above establishment is prepared to accommodate a large number of Boarders and Travellers. The rooms are being to a considerable extent refinished, and several new ones have been added. Every exertion will be made to render this establishment worthy the attention and patronage of the public. The Stables are of the best kind, and will receive particular care and attention.

The notes of good Banks in the Southern States, will be received at par from persons residing in those States.

B. W. TODD.

Lexington, April 12, 1839. 16-tf

Executors Notice.

ALL those who hold claims against the Estate of John Sharp, Deceased, are requested to present their accounts for settlement by the first of February next, 1840, well proven; and those who owe the estate are requested to settle their accounts, immediately.

ANDERSON B. LAFFOON, Executor.

Oct. 24, 1839—43-3t

BOOTS and SHOES.—A large lot of fine and coarse boots and shoes, for sale by

F. CRUTCHFIELD.

Lexington, October 30, 1839. 42-tf

NEW AND SPLENDID ASSORTMENT OF Fall and Winter Goods!

D. M. & E. W. CRAIG,

ARE now receiving and opening, at their Store, opposite the Court-House door, an Elegant and extensive stock of carefully selected

Staple & Fancy dry Goods;

Among which will be found, in part, the following desirable articles, viz:

Super blue and black wool and piece dyed CLOTHES,

some very fine,

Green, brown and other Fancy Cloths,

Black, green, brown and drab Beaver & Ephaultum, Mohair and Flushing Cloths, for Over-Coats, a superior assortment,

Blue, black and fancy colored Cassimeres, plain, striped and plaid,

Blue, black, brown, mixed and other fancy Cassinettes, plain, striped and plaid,

Satin, Wellington, Valencia, Swansdown and Velvet Vestings, new style,

Woolen, Merino and Cotton Shirts and Drawers,

White, blue, green and red Mackinaw Blankets; Clay,

Whitney and fancy French Blankets,

Plaid, spotted and plain colored and white Flannels,

French and American Prints and Calicos, Satin, Velvet and Bombazine Stocks, plain and figured;

Linen Bosoms and Collars, new style;

Silk, Gingham and Cotton Umbrellas;

Satin Linen Cambic and Silk Handkerchiefs, for ladies and gentlemen;

Zephyr, Cruels and patterns for fancy work,

Darning and knitting Yarns, assorted colors;

Embroidered, figured and plain Muslin de Lanes, Shalys and Shallets,

Embroidered, figured and plain Satins, Repps, Gros de Nap and Poplin Silks,

French, English and German Merinoes,

Adelaide and other Cloths, for ladies cloaks and riding dresses;

Bonnet, Sash and Belt Ribbons, assorted;

A Splendid Assortment of French Needle Work, Such as Capes, Collars, Ruffing, Edging, insertions and Infants Dresses;

Embroidered, plaid and plain Merino, Cashmire, Camel's hair, Nett and Woolen Shawls and Hanks,

Splendid embroidered Silk Shawls and Mantillas,

Black and fancy Kidd, Thibet, Silk and Mohair Gloves and Mitts, Plain and ribbed Silk, Merino, Lamb's Wool and Mohair Hose and Half Hose,

A superior lot of Trimmings, for ladies dresses and riding habits, such as Fringe, Lace, Buttons, Silk Cord,

Braiding, Quilling Shenil, Cord, &c.

Gentlemen's superior Otter, Beaver, Nutria, Cooney, Muskrat and Sealskin CAPS; FUR COLLARS:

A superior lot of Water-Proof and Fine

Boots and Shoes,

For Gentlemen and Boys, and a splendid lot of Satin and Lasting Garter Boots and Shoes, For Lined and Quilted Bonnets; Travelling Baskets; Pen and Pocket Knives, of Rogers & Woosterholm's make a superior article.—Also, a large lot of Negro Jeans, Socks, Shoes and Caps, which will be sold low to manufacturers and farmers; with a great variety of other articles, too tedious to enumerate, which we propose to sell by Wholesale or Retail at very reduced prices.

A general invitation is extended to all purchasers to call and view our Stock—our city patrons and friends are particularly requested not to buy elsewhere, until they have given us a call. To our country friends and customers, we will pledge them that we will sell them Goods as low as any house in the city, and will give the highest market price for all such articles as are commonly bartered for in our line.

As we take great pleasure in showing our goods, we will wish to call and examine for purchasers.

The stock at present on hand consists in part of

Cabinet Ware, Chairs, Mattresses, Blinds,

and other articles in my line, which it is my determination to keep constantly in store. I am now prepared to offer the greatest inducement to those who favor me with calls. I am permanently fixed in Lexington, and I am confident that we can give entire satisfaction to purchasers.

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